



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Mark L. Yoseloff, et al. Examiner: Unknown
Serial No. 10/658,863 Group Art Unit: 3611
Filed: September 9, 2003 Docket No. PA0906.ap.US
Title: BET WITHDRAWAL GAME WITH CARD POKER SIDE BET

**INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. §1.97(b) or (c)**

MAIL STOP MISSING PARTS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicant(s) respectfully submit(s) the items of information on the enclosed Form 1449 for the attention of the Examiner in the above-identified application.

This statement should be considered because it is either filed before the mailing date of the first Office Action on the merits or it is submitted after the mailing date of the first Office Action on the merits but before the mailing date of a final Office Action under 37 C.F.R. §1.113 or a Notice of Allowance under 37 C.F.R. §1.311. No fee is due since this statement is submitted either before the mailing date of the first Office Action on the merits or is certified under 37 C.F.R. §1.97(e)(1) or (2) by the undersigned.

Certification Under 37 C.F.R. §1.97(e)

In accordance with 37 C.F.R. §1.97(c)(1), the undersigned hereby certifies that this statement is submitted wherein each item of information listed on the enclosed Form 1449 was cited in a communication from a foreign patent office in a counter part foreign application not more than three months prior to the filing of the information disclosure statement.

A copy of each document or other information listed on the enclosed Form 1449 is enclosed in accordance with 37 C.F.R. §1.98(a)(2) and/or a copy of each document is not provided because it was previously cited by or submitted to the U.S. Patent and

Trademark Office in a parent application in accordance with

37 C.F.R. §.1.98(d).

No representation is made that a reference is "prior art" within the meaning of 35 U.S.C. §§102 and 103. In addition, Applicant(s) do(es) not represent that a reference has been thoroughly reviewed or that any relevance of any portion of a reference is intended, and reserve the right to establish otherwise under 37 C.F.R. §1.131 or others.

Consideration of the items listed is respectfully requested. According to M.P.E.P. §609, Applicant(s) request(s) that the Examiner return a copy of the attached Form 1449, marked as being considered and initialed by the Examiner, to the undersigned with the next official communication.

Authorization is hereby given to charge any additional fees or credit any overpayments that may be deemed necessary to Deposit Account Number 50-1391.

Respectfully submitted,

MARK L. YOSELOFF, et al.

By Their Representatives,

MARK A. LITMAN & ASSOCIATES, P.A.

York Business Center, Suite 205

3209 West 76th Street

Edina, Minnesota 55435

(952) 832-9090

Date: 30 January 2004

By: Mark A. Litman

Mark A. Litman
Reg. No. 26,390

CERTIFICATE UNDER 37 C.F.R. 1.8: The undersigned hereby certifies that this Transmittal Letter and the paper, as described herein, are being deposited in the United States Postal Service, as first class mail, with sufficient postage, in an envelope addressed to: Mail Stop Missing Parts, Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450 on 30 January 2004.

Mark A. Litman
Name

Signature

Substitute for form 1449A/PTO

INFORMATION DISCLOSURE STATEMENT
BY APPLICANTDocket Number
PA0906.ap.USSerial Number
10/658,863Applicant(s)
Mark L. Yoseloff, et al.Filing Date
September 9, 2003Group Art Unit
3611

U.S. PATENT DOCUMENTS

EXAMINER INITIALS	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUB-CLASS	FILING DATE (IF APPROPRIATE)
		3,667,757	6/6/1972	Holmberg			
		3,876,208	4/8/1975	Wächtler et al.			
		3,939,953	2/24/1976	Miyazawa			
		4,305,586	12/15/1981	Richards			
		4,593,904	6/10/1986	Graves			
		4,651,997	3/24/1987	Wood			
		4,652,998	3/24/1998	Koza et al.			
		4,659,087	4/21/1987	Shen et al.			
		4,743,022	5/10/1988	Wood			
		4,756,531	7/12/1988	DiRe et al.			
		4,807,884	2/28/1989	Breeding			
		4,813,675	3/21/1989	Greenwood			
		4,836,546	6/6/1989	DiRe et al.			
		4,836,553	6/6/1989	Suttle et al			
		4,837,728	6/6/1989	Barrie et al.			
		4,842,276	6/27/1989	Darby			
		4,861,041	8/29/1989	Jones et al.			
		4,882,473	11/21/1989	Bergeron et al.			
		4,906,005	3/6/1990	Manabe			
		4,948,134	8/14/1990	Suttle et al.			
		5,019,973	5/28/1991	Wilcox et al.			
		5,022,653	6/11/1991	Suttle et al			
		5,042,635	8/27/1991	Bell			
		5,042,818	8/27/1991	Weingardt			
		5,046,736	9/10/1991	Bridgeman et al.			
		5,078,405	1/7/1992	Jones et al.			
		5,087,405	2/11/1992	Maker			
		5,098,107	3/24/1992	Boylan et al.			
		5,100,137	3/31/1992	Fulton			
		5,112,060	5/12/1992	Jones			
		5,114,155	5/19/1992	Tillery et al.			
		5,116,055	5/26/1992	Tracy			
		5,154,429	10/13/1992	LeVasseur			
		5,167,413	12/1/1992	Fulton			
		5,174,579	12/29/1992	Griffiths			
		5,248,142	9/28/1993	Breeding			
		5,255,915	10/26/1993	Miller			
		5,257,784	11/2/1993	Boylan et al.			
		5,257,810	11/2/1993	Schorr et al.			
		5,265,877	11/30/1993	Boylan et al.			
		5,275,400	1/4/1994	Weingardt et al.			
		5,275,415	1/4/1994	Wisted			
		5,288,077	2/22/1994	Jones			
		5,288,081	2/22/1994	Breeding			

Examiner:

Date Considered:

Substitute for form 1449A/PTO O I P INFORMATION DISCLOSURE STATEMENT BY APPLICANT FEB 02 2004 JC26			Docket Number PA0906.ap.US	Serial Number 10/658,863
			Applicant(s) Mark L. Yoseloff, et al.	
			Filing Date September 9, 2003	Group Art Unit 3611
	5,294,128	3/15/1994	Marquez	
	5,308,065	5/3/1994	Bridgeman et al.	
	5,326,104	7/5/1994	Pease et al.	
	5,364,104	11/15/1994	Jones et al.	
	5,364,105	11/15/1994	Jones	
	5,366,228	11/22/1994	Kangsanarks	
	5,377,973	1/3/1995	Jones et al.	
	5,382,025	1/17/1995	Sklansky et al.	
	5,393,067	2/28/1995	Paulsen et al.	
	5,397,128	3/14/1995	Hesse et al.	
	5,417,430	5/23/1995	Breeding	
	5,431,408	7/11/1995	Adams	
	5,437,462	8/1/1995	Breeding	
	5,472,194	12/5/1995	Breeding et al.	
	5,489,101	2/6/1996	Moody	
	5,505,449	4/9/1996	Eberhardt et al.	
	5,531,448	7/2/1996	Moody	
	5,538,252	7/23/1996	Green	
	5,544,892	8/13/1996	Breeding	
	5,584,486	12/17/1996	Franklin	
	5,597,162	1/28/1997	Franklin	
	5,630,586	5/20/1997	Lowden	
	5,630,757	5/20/1997	Gagin et al.	
	5,653,444	8/5/1997	Dahl	
	5,669,817	9/23/1997	Tarantino	
	5,673,917	10/7/1997	Vancura	
	5,685,774	11/11/1997	Webb	
	5,732,950	3/31/1998	Moody	
	5,743,800	4/28/1998	Huard et al.	
	5,762,340	6/9/1998	Feola	
	5,769,422	6/23/1998	Stromer	
	5,775,992	7/7/1998	Wood et al.	
	5,820,460	10/13/1998	Fulton	
	5,845,906	12/8/1998	Wirth	
	5,848,932	12/15/1998	Adams	
	5,851,011	12/22/1998	Lott	
	5,897,436	4/27/1999	Singer et al.	
	5,901,958	5/11/1999	Andrews	
	5,941,769	8/24/1999	Order	
	5,947,821	9/7/1999	Stone	
	5,957,459	9/28/1999	Chae	
	5,979,897	11/9/1999	Grossman	
	5,984,309	11/16/1999	Santin	
	5,984,310	11/16/1999	English	
	5,988,643	11/23/1999	Awada	
	6,012,719	1/11/2000	Webb	
	6,019,374	2/1/2000	Breeding	
	6,036,190	3/14/2000	Edmunds et al.	
	6,126,166	10/3/2000	Lorson et al.	
	6,149,154	11/21/2000	Grauzer et al.	

Examiner:

Date Considered:

Substitute for form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT				Docket Number PA0906.ap.US	Serial Number 10/658,863			
				Applicant(s) Mark L. Yoseloff, et al.				
				Filing Date September 9, 2003	Group Art Unit 3611			
	6,170,827	1/9/2001	Lombardo et al.					
	6,206,373	3/27/2001	Garrod					
	6,234,485	5/22/2001	Perkins					
	6,237,916	5/29/2001	Webb					
	6,254,096	7/3/2001	Grauzer et al.					
	6,273,424	8/14/2001	Breeding					
	6,299,534	10/9/2001	Breeding					
	6,313,871	11/6/2001	Schubert					
	6,334,614	1/1/2002	Breeding					
	6,454,266	9/24/2002	Breeding et al.					
	6,460,848	10/8/2002	Soltys et al.					
	6,474,644	11/5/2002	Pickle et al.					
	6,533,279	3/18/2003	Moody et al.					
	2003/0107176 A1	6/12/2003	Goldman et al.					
FOREIGN PATENT DOCUMENTS								
EXAMINER INITIALS	REF	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB-CLASS	TRANSLATION	
					YES	NO		
		UK 667345	27 Feb. 1952	Great Britain				
		EP 0443420	8/28/1991	Europe				
OTHER DOCUMENTS								
		Copyright filing with the Bureau voor de Intellectuele Eigendom, Aruba, 13 pgs (January 13, 1998)						
		Published Rule Sheet for Casino Poker from Vegas World, 1 page (1982)						
		"Card Craps", Scarne's Encyclopedia of Card Games, pp. 321-323, (1948)						
		"Prime Table Games - Disclosure in Respect to Three Card Poker", Derek J. Webb, Author, 10 Feb. 1999						
		Scarne, Jr., "Scarne's Encyclopedia of Games", Harper & Row Publishers, First Edition, "Pontoon", page 288, "Scarney Baccarat"®, pages 299-304, and "Three-In-One", page 383						
		Scarne, Jr., "Scarne's Encyclopedia of Games", Harper & Row Publishers, First Edition, pages 33-41, Stud Poker, 1973						
		J. Scarne, "Scarne's Guide to Modern Poker", Constable and Company Limited, 1979, "Pokino", pages 160-162						
		"Wild Deuces", Michigan Legionnaire, Volume XXXII, Number 10, 1 page, (October 1978)						
		"Declaration of Jim Kilby Under 37 CFR 1.132", 2 pages (May 9, 1995)						

Examiner:

Date Considered:

Substitute for form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT		Docket Number PA0906.ap.US	Serial Number 10/658,863
Applicant(s) Mark L. Yoseloff, et al.			
Filing Date September 9, 2003	Group Art Unit 3611		
O I P E FEB 02 2004 U.S. PATENT & TRADEMARK OFFICE JC295		"Second Amended Petition filed in the Civil Action "In the Matter of the Petition of IGT for Certain Declaratory Rulings and for the Authorization for the Implementation of the Game of Progressive-21". Pages 1-9 (1992)	
		"Wheel of Gold", Product Information published by Anchor Games, 11 pages (October 1995)	
		Gros, R., "Working Within the Systems", Casino Journal, Vol. 8, No. 12, pages 10-11, 13, 15, 4 (December 1992)	
		Smith, C., "Bar Bosses See New Trivia Game Filling More Seats", The Vancouver Sun, 1 page (February 21, 1990)	
		Gaming Concepts Over/Under 13	
		John Scarne Games Inc., Scarne's Guide to Modern Poker, 1980, Draw Poker Variation of Spit in the Ocean, pages 139-153.	
		"Poker is the name of the Game", Walter Gibson, 1974, Chapter VIII, Spit in the Ocean (not clearly readable)	
		"Hoyle's Modern Encyclopedia of Card Games", Walter Gibson, 1993, page 268-271. (not clearly readable)	
		"Hoyle's Rules of Games", pp. 34-63 by Morehead and Mot Smith, 1983	
		Scarne, Jr., "Scarne's Encyclopedia of Games", Harper & Row Publishers, First Edition, pages 28-31, "Three-Card Poker", "Three-Card Monte", "Brag", 1973	

Examiner:

Date Considered: